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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: David A. Thompson, et al.

GAU: 2814

SERIAL NO: 09/833,078

EXAMINER: Wai Sing Louie

FILED: April 12, 2001

FOR: METHOD FOR LOCALLY MODIFYING THE EFFECTIVE BANDGAP ENERGY IN
INDIUM GALLIUM ARSENIDE PHOSPHIDE (InGaAsP) QUANTUM WELL
STRUCTURESNOTICE OF APPEALCOMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA. 22313-1450

SIR:

Applicants hereby appeal to the Board of Appeals from the decision dated November 28, 2003

The items checked below are appropriate:

A Petition for Extension of Time Under 37 C.F.R. §1.136 was filed for months.

A timely response to the final rejection has been filed.

A Petition for Extension of Time for filing the Notice of Appeal is attached, together with the \$ petition fee.
Fee: \$155.00

Is Enclosed

Charge to Deposit Account No. 23-2185 (an additional copy of this notice is enclosed herewith).

Please charge any additional fees or credit any overpayment of fees required for filing the Notice of Appeal to Deposit Account No. 23-2185. A duplicate copy of this Notice is enclosed.

If this notice is not considered timely filed by the U.S. Patent and Trademark Office, then a petition is hereby made under 37 C.F.R. §1.136, and any additional fees required under 37 C.F.R. §1.136 for any necessary extension of time may be charged to Deposit Account No. 23-2185. A duplicate copy of this Notice is enclosed.

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Respectfully Submitted,

BLANK ROME LLP



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PATENT TRADEMARK OFFICE

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Date: May 28, 2004

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